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5 **UNITED STATES DISTRICT COURT**  
6 **NORTHERN DISTRICT OF CALIFORNIA**

7 **NICK MAKREAS,**  
8 **Plaintiff,**  
9 **v.**  
10

11 **FIRST NATIONAL BANK OF NORTHERN**  
12 **CALIFORNIA; T.D. SERVICE COMPANY;**  
13 **KATHY CASTOR; RANDY BRUGIONI; and**  
14 **DOES 1-25 inclusive;**  
15 **Defendants.**  
16

**CASE NO. CV11-02234-JSW**

**STIPULATION BETWEEN ALL**  
**PARTIES REGARDING PLAINTIFF'S**  
**FILING A FIRST AMENDED**  
**COMPLAINT AND ~~PROPOSED~~**  
**ORDER THEREON**

17  
18  
19 **IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES HERETO THROUGH**  
20 **THEIR UNDERSIGNED COUNSEL:**

- 21 1. That Plaintiff may file a first amended complaint, a copy of which is attached  
22 hereto as Exhibit 1;  
23 2. The parties wish to take the hearing on the plaintiff's motion seeking leave to file a  
24 first amended complaint off calendar; and  
25 3. All defendants have twenty days from the date of notice of entry of the Court's  
26 order approving this stipulation to file a response to the plaintiff's first amended  
27 complaint.  
28

1 Dated: November 18, 2011

THE GOODELL LAW FIRM

2  
3 By: /s/ Nelson W. Goodell  
NELSON W. GOODELL  
4 Attorney for Plaintiff  
Nick Makreas

5  
6 Dated: November 18, 2011

THE DREYFUSS FIRM, PLC

7  
8 By: /s/ Lawrence Dreyfuss  
LAWRENCE DREYFUSS  
9 Attorney for Defendant  
T.D. Service Company

10  
11 Dated: November 18, 2011

FRIEDEMANN GOLDBERG LLP

12  
13 By: /s/ John F. Friedemann  
JOHN F. FRIEDEMANN  
14 Attorney for Defendants  
First National Bank of Northern California,  
Kathy Castor, and Randy Brugioni

**ORDER**

IT IS HEREBY ORDERED THAT the plaintiff's first amended complaint, attached as Exhibit 1 to this stipulation, is deemed filed as of the date of entry of this order.

All defendants have twenty days from the date of notice of entry of this order to file a response to the plaintiff's first amended complaint.

The hearing on the plaintiff's motion seeking leave to file a first amended complaint, which is scheduled for February 17, 2012, is off calendar.

**IT IS SO ORDERED.**

DATED: November 28, 2011

  
HONORABLE JEFFREY S. WHITE